



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

19 DEC 2006

Daniel J. Swirsky  
AlphaPatent Associates, Ltd.  
55 Reuven Street  
Beit Shemesh  
ISRAEL 99544

In re Application of :  
SHECHTMAN, et al. :  
U.S. Application No.: 10/593,581 : DECISION ON PETITION  
PCT No.: PCT/IL05/00259 :  
Int. Filing Date: 06 March 2005 : UNDER 37 CFR 1.137(b)  
Priority Date: 05 March 2004 :  
Attorney Docket No.: 1596-US :  
For: AN INCLINATION MEASURING DEVICE :

The petition to revive under 37 CFR 1.137(b) filed 20 September 2006 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" and the prompt filing of the petition satisfies the requirement of 37 CFR 1.137(b)(3).

A review of the application file reveals that while applicant previously provided payment of the full, U.S. Basic National fee, this payment was not made prior to the expiration of 30 months from the priority date. Applicant has presently filed a petition with statement explaining that the delay was unintentional; as such all of the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

Applicant is advised that the declaration filed 20 September 2006, does not comply with 37 CFR 1.597(a)-(b) in that it contains two separate signature pages (page three) listing the inventors, each separately executed by said inventors. This suggests that the enclosed declaration was constructed from numerous complete declarations or that the inventors forwarded to counsel only the signatures pages of the declaration. Either alternative renders the submitted declaration defective. While each inventor need not execute the same oath or declaration, where individual declarations are executed, they must be submitted as individual declarations rather than combined into one declaration. (See MPEP 201.03 B. Oath or Declaration.)

This application is being forwarded to the United States Designated/Elected Office (US/DO/EO) for continued processing including the issuance of a Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that a compliant, executed oath or declaration of the inventor is required.



Derek A. Putonen  
Attorney Advisor  
Office of PCT Legal Administration  
Tel: (571) 272-3294  
Fax: (571) 273-0459